

STATE OF NEW HAMPSHIRE
BEFORE THE
PUBLIC UTILITIES COMMISSION

PENNICHUCK EAST UTILITY, INC.

DOCKET NO. DW 13-126

**MOTION FOR WAIVER OF CERTAIN PROVISIONS OF
PUC 1604.01(a)**

Pennichuck East Utility, Inc. ("PEU" or the "Company"), in accordance with Puc 201.05, hereby asks the New Hampshire Public Utilities Commission to waive certain of the Puc Chapter 1600 rules of the New Hampshire Code of Administrative Rules in order to avoid duplication and the imposition of an unreasonable burden. In support of its motion, PEU states as follows:

1. For the reasons set forth below, PEU seeks waiver of the following requirements of Puc 1604.01(a) with regard to its filing of a full rate case, which is the subject of a Notice of Intent to File Rate Schedules dated April 29, 2013:

1604.01(a) (1) Internal Financial Reports. The Company seeks a waiver because it submits internal financial reports with the Commission monthly.

1604.01 (a) (10) SEC 10K and 10Q Forms. The Company seeks a waiver because Pennichuck Corp. is no longer publicly held. The last 10K was filed for calendar year 2010 and the last 10Q was filed for the third quarter of 2011.

1604.01(a) (18) Balance Sheets and Income Statements. The Company seeks a waiver because this information is included with the internal financial reports referred to above.

1604.01(a) (25) and (26) Information on the Parent Company. The Company seeks a waiver because the documents supplied as part of the full rate case filing satisfy the overall purpose of these subsections. In addition, numerous subsections of the section, concerning, for example, cost of

service studies, construction budgets, and quarterly sales volumes, are not applicable to the operation of Pennichuck Corporation. Finally, the purpose of the certification detailing certain expenses of the parent is met through the management fee information provided and the attestation made pursuant to 1604.04.

2. The Company's request for waiver of the Puc 1604.01(a) requirements specified above is in the public interest and will not disrupt the orderly and efficient resolution of this proceeding. Compliance with subsections 1, 18, 25, and 26 would be duplicative and unnecessarily burdensome, given that the information has already been provided through previous proceedings or other regular filings, or is provided here in a substantially equivalent form. Accordingly, the purpose of the rule is satisfied. With respect to subsection 10, the rule is generally inapplicable because Pennichuck Corp. is no longer publicly held and any information in the third quarter 2011 10Q would be stale and irrelevant to the rate case.

3. The Staff of the Commission assents to the relief sought herein and the Office of Consumer Advocate assents insofar as its assent is not construed as agreement that the information is not relevant and that it receives an electronic copy of the documents.

WHEREFORE, PEU respectfully requests that the Commission:

- A. Grant this Motion for Waiver of Certain Provisions of Puc 1604.01(a); and
- B. Provide such other relief as is just and equitable.

Respectfully submitted,

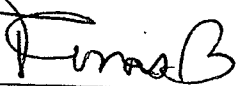
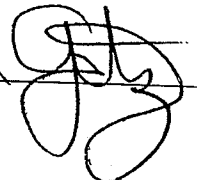
Pennichuck East Utility, Inc.

By Its Attorneys

DEVINE, MILLIMET & BRANCH
PROFESSIONAL ASSOCIATION

Dated: May 31, 2013

By:



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